

INFORMATION FILED: March 8, 1954, Eastern District of Oklahoma, against Rex A. Hefner, trading as Roberts Drug Store, Wewoka, Okla., and Nolen V. Williams, a pharmacist.

NATURE OF CHARGE: On or about October 21, 23, 26, and 28, 1953, while a number of *sulfathiazole tablets* were being held for sale at the Roberts Drug Store, after shipment in interstate commerce, the defendants caused various quantities of the tablets to be dispensed without a prescription from a practitioner licensed by law to administer such drug. Such acts of dispensing were contrary to Section 503 (b) (1), and resulted in the dispensed drug being misbranded while held for sale.

DISPOSITION: June 7, 1954. The defendants having entered pleas of nolo contendere, the court imposed a fine of \$100 against the defendants jointly.

4447. Misbranding of sulfathiazole tablets. U. S. v. Cecil H. Carter (Carter Owl Drug Store). Plea of nolo contendere. Fine, \$75. (F. D. C. No. 35781. Sample Nos. 61837-L to 61839-L, incl.)

INFORMATION FILED: March 8, 1954, Eastern District of Oklahoma, against Cecil H. Carter, trading as the Carter Owl Drug Store, Seminole, Okla.

NATURE OF CHARGE: On or about October 21, 23, and 26, 1953, while a number of *sulfathiazole tablets* were being held for sale at the Carter Owl Drug Store, after shipment in interstate commerce, the defendant caused various quantities of the tablets to be dispensed without a prescription from a practitioner licensed by law to administer such drug. Such acts of dispensing were contrary to the provisions of Section 503 (b) (1), and resulted in the dispensed drug being misbranded while held for sale.

DISPOSITION: June 7, 1954. The defendant having entered a plea of nolo contendere, the court fined him \$75.

4448. Misbranding of tablets containing a mixture of sulfadiazine, sulfamerazine, and sulfamethazine. U. S. v. Parks Drug Store, Phillip G. Parks, and Henry M. Parks. Pleas of nolo contendere. Fine of \$25 against store and Phillip G. Parks jointly on count 1, \$25 against store and Henry M. Parks jointly on each of counts 2 and 3, and \$25 against store on count 4. (F. D. C. No. 35780. Sample Nos. 61841-L to 61844-L, incl.)

INFORMATION FILED: March 8, 1954, Eastern District of Oklahoma, against Parks Drug Store, a partnership, Seminole, Okla., and Phillip G. Parks and Henry M. Parks, partners and pharmacists for the partnership.

NATURE OF CHARGE: On or about October 21, 23, 26, and 28, 1953, while a number of *tablets containing a mixture of sulfadiazine, sulfamerazine, and sulfamethazine* were being held for sale at the Parks Drug Store, after shipment in interstate commerce, various quantities of the drug were dispensed without a prescription from a practitioner licensed by law to administer such drug. The partnership was charged with causing the acts of dispensing involved in each of the 4 counts of the information; Phillip G. Parks was joined as a defendant in count 1; and Henry M. Parks was joined as a defendant in counts 2 and 3. Such acts of dispensing were contrary to Section 503 (b) (1), and resulted in the dispensed drug being misbranded while held for sale.

DISPOSITION: June 7, 1954. Pleas of nolo contendere having been entered, the court imposed the following fines: \$25 against the partnership and Phillip G. Parks jointly on count 1 of the information, \$25 against the partnership and

Henry M. Parks jointly on each of counts 2 and 3, and \$25 against the partnership on count 4.

4449. Misbranding of tablets containing a mixture of sulfadiazine, sulfamerazine, and sulfathiazole. U. S. v. Stanford Drug Store, Carl C. Stanford, and Harwell Daughtery. Pleas of nolo contendere. Fine of \$100 against defendants jointly. (F. D. C. No. 35808. Sample Nos. 81657-L to 81660-L, incl.)

INFORMATION FILED: March 17, 1954, Eastern District of Oklahoma, against the Stanford Drug Store, a partnership, Holdenville, Okla., and Carl C. Stanford and Harwell Daughtery, partners in the partnership.

NATURE OF CHARGE: On or about October 21, 23, 26, and 28, 1953, while a number of *tablets containing a mixture of sulfadiazine, sulfamerazine, and sulfathiazole* were being held for sale at the Stanford Drug Store, after shipment in interstate commerce, the defendants caused various quantities of the tablets to be dispensed without a prescription from a practitioner licensed by law to administer such drug. Such acts of dispensing were contrary to Section 503 (b) (1), and resulted in the dispensed drug being misbranded while held for sale.

DISPOSITION: June 7, 1954. The defendants having entered pleas of nolo contendere, the court imposed a fine of \$100 against the defendants jointly.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS

4450. Misbranding of ovarian substance. U. S. v. 31 Cartons * * *. (F. D. C. No. 36428. Sample No. 19750-L.)

LABEL FILED: March 10, 1954, District of Minnesota.

ALLEGED SHIPMENT: On or about December 9, 1953, by the Vitamix Corp., from Philadelphia, Pa.

PRODUCT: 31 cartons, each containing one vial, of *ovarian substance* at Minneapolis, Minn.

LABEL, IN PART: (Carton and vial) "30 cc. Multiple Dose Vial Cat. No. 727 Canfield Ovarian Substance High Potency For Intramuscular Use Only * * * Each cc. contains the water soluble extraction of dried glands derived from: Whole Ovarian, fresh gland. . . . 40 grains Chlorobutanol (Chloral deriv.) 0.5% For Professional Use Only Sterile Solution Contains no known hormonal therapeutic activity. Caution: Federal law prohibits dispensing without prescription."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use.

DISPOSITION: June 23, 1954. Default decree of destruction.

4451. Misbranding of Senecol tablets. U. S. v. 86 Bottles * * *. (F. D. C. No. 36482. Sample No. 63626-L.)

LABEL FILED: April 12, 1954, Southern District of Illinois.

ALLEGED SHIPMENT: On or about December 31, 1953, by Kenton Pharmacal Co., Inc., from Covington, Ky.

PRODUCT: 86 bottles of *Senecol* at Decatur, Ill.